

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on July 30, 2003.

Aaron T. Borrowman, Reg. No. 42,348 July 30, 2003
Date



9200/3732
T.H.
12-303
#10/Petition
PATENT
Withdrew
Abandon



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Robert B. Citron)
Serial No. 09/851,356)
Filed: May 8, 2001)
For: SURGICAL TRIMMING TOOL)
_____)

Group Art Unit: 3732

Examiner: Todd Manahan

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AUG 12 2003
TECHNOLOGY CENTER R3700

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE OFFICE ACTION

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, **AARON T. BORROWMAN**, DECLARE AND PETITION AS

FOLLOWS:

1. I am the practitioner in the above-identified patent application.
2. On July 26, 2003, my office received a Notice of Abandonment mailed July 23, 2003 for the above-identified application, for failure to timely pay the required Issue Fee.

MEDTRON-39755
APPL NO. 09/851,356
PETITION

3. I contend that the original Notice of Allowance and Issue Fee Due was never received by my office and that a search of the file and docket records found that the Office communication (Notice of Allowance and Issue Fee Due) was not received.

4. As required, enclosed is a copy of the docket record where the non-received Office Action would have been entered had it been received and docketed.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001, Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

A handwritten signature in dark ink, consisting of a large, stylized loop followed by a horizontal stroke.

Aaron T. Borrowman, Reg. No. 42,348
Attorney of Record

Date: July 30, 2003